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Alexander Engelman*

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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In re: Chapter 11

ALL YEAR HOLDINGS LIMITED, Case No.: 21-12051 (MG)

Debtor.
-----X
AYH WIND DOWN LLC, through OFER TZUR and Adversary Proceeding No:
AMIR FLAMER, solely in their joint capacity as 23-01196-mg
Claims Administrator,

Plaintiff,
-against-

ALEXANDER M. ENGELMAN,

Defendant.
-----X

**DECLARATION OF DEFENDANT
ALEXANDER ENGELMAN IN SUPPORT OF MOTION TO ABSTAIN**

I, ALEXANDER ENGELMAN, hereby declares as follows:

1. I am the Defendant (“Defendant” or “Engelman”) in this Adversary Proceeding and accordingly I am aware of the facts and circumstances surrounding this action.
2. I submit this declaration in support of my Motion to Abstain, pursuant to 28 U.S.C. § 1334(c) (“Motion”).

3. Since, in or about 2009, I have had a business relationship with All Year Holdings Limited (“Debtor”).
4. On or around March 9, 2017, Defendant borrowed \$3,000,000.00 (the “Loan”) from the Debtor, however, the Loan was repaid within several weeks.
5. Debtor and I never executed a Promissory Note to memorialize the Loan.

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For the foregoing reasons, Defendant Alexander Engelman respectfully requests that the
Court: a) grant Defendant's Motion for Abstention; and b) grant such other and further relief as
the Court deems just and proper.

I declare under penalty of perjury under the laws of the United States of America that the
foregoing is true and correct.



ALEXANDER ENGELMAN

Sworn/affirmed to before me this
15 day of February, 2024



NOTARY PUBLIC

Frida Zavureva
NOTARY PUBLIC, State of New York
NO. 01ZA6014231
Qualified in Kings County
Commission Expires Oct. 5, 2022

